

COMMUNICATION

The set of claims filed on 4/25/2008 is not compliant with 37 CFR 1.121.

The examiner respectfully notes applicant has amended the claims upon entry of the national stage under 35 USC 371 on 9/30/2005 with respect to the original claims filed with the PCT application on 3/31/2004. Notably in this regard, amendments adding various provisions to claim 1, for instance, are not indicated as underlined, thereby, coupled with the extensive number of limitations set forth in the claims, analysis with regard to new matter under 35 USC 112 first paragraph and/or priority considerations is inordinately difficult. Furthermore, claim 1 is indicated as original, when the correct status identifier should be currently amended.

The foregoing analysis should not to be deemed exhaustive, as there may be other claims which were similarly amended but not marked up on 9/30/2005. In accordance with 37 CFR 1.121(c), applicant is required to submit a set of claims marked up with respect to the version filed with the PCT application filed 3/31/2004.

The examiner appreciates applicant's cooperation in this matter.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christopher M. Gross whose telephone number is (571)272-4446. The examiner can normally be reached on M-F 9-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, J. Douglas Schultz can be reached on 571 272-0763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Christopher M Gross
Examiner
Art Unit 1639

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/JD Schultz, PhD/
Supervisory Patent Examiner, Art Unit 1635